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OGMCOAL - Affidavit of Publication - Star Point Mine

From: Kevin Lundmark
To: OGMCOAL
Date: 5/3/2010 5:01 PM
Subject: Affidavit of Publication - Star Point Mine
Attachments: Publication affidavit.pdf

>>> "Richard B. White" <rbwhite@earthfax.com> 4/30/2010 9:48 AM >>>
Kevin:

I understand that, during your site visit to Star Point last week, a question arose concerning the route that a pipeline would take from the new ConocoPhillips well to the area of their existing well 10-525. I have spoken with Brandon Treese of ConocoPhillips and he has indicated that the pipeline will be constructed within the paved area of the County road. The pipeline will not exit the paved area until a point that is outside of the existing Star Point permit area. Therefore, the maps and text that have been submitted are correct without further modification. Please let me or Dennis Ware know if you need any additional information to complete your review of the modification request.

For your information, I have attached a scan of the Affidavit of Publication that we recently received from the Sun Advocate, showing the Public Notice associated with this modification. Let me know if you need a hard copy of that affidavit for your files.

Thank you for your assistance.

Rich White
EarthFax Engineering, Inc.
www.earthfax.com


AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Carbon,)

I, Richard Shaw, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and the first publication was on the 1st day of April, 2010, and that the last publication of such notice was in the issue of such newspaper dated the 22nd day of April 2010.



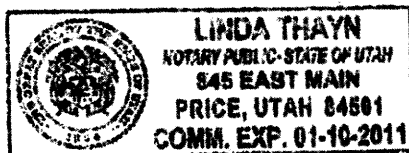
Richard Shaw – Publisher

Subscribed and sworn to before me this 22nd day of April, 2010.



Notary Public My commission expires January 10, 2011 Residing at Price, Utah

Publication fee, \$ 599.04



PUBLIC NOTICE

Application for Permit Area Reduction,
Post-mining Land Use Change, and
Phase III Bond Release
Star Point Mine

Plateau Mining Corporation
Permit ACT/007/0006, Approved 28 Jan 2007

Notice is hereby given that Plateau Mining Corporation, P.O. Box 30, Helper, Utah 84526, a subsidiary of Alpha Natural Resources, Inc., has filed an application with the Utah Department of Natural Resources, Division of Oil, Gas and Mining for a reduction in the Permit Area and change in post-mining land use from wildlife to industrial for a 40-acre parcel and Phase III bond release for an 8-acre parcel associated with Permit ACT/007/0006. The reduction in the permit area applies to land comprising the SE/4 SE/4 Sec. 9, T. 15 S., R. 8 E. The post-mining land use of this parcel will change from a currently approved wildlife use to an industrial use. The Phase III bond release applies to 8.0 acres of previously disturbed but subsequently reclaimed land within the aforementioned parcel. The purpose of this change is to allow sale of the parcel for oil and gas development on fee surface within the Drunkards Wash Unit under the provisions of the Utah Coal Mining and Reclamation Act pursuant to R645-301-413.300 of the Utah Coal Program Regulations.

The affected lands are located in Carbon County and can be found on the Wattle U.S. Geological Survey 7.5 minute quadrangle. Copies of the complete permit application are available for public inspection at the Utah Division of Oil, Gas and Mining (1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801) and at the Carbon County Courthouse (120 East Main, Price, Utah 84501).

Reclamation of the Star Point Mine site began in February 2000. Phase II bond release for the site was issued by the Utah Division of Oil, Gas and Mining on June 12, 2008, indicating that backfilling, regrading, replacement of topsoil, installation of drainage control, and revegetation of the regraded lands had been achieved prior to that date in accordance with the operator's approved reclamation plan. Upon Phase II bond release, the surety bond filed by Plateau Mining Corporation to cover reclamation of the Star Point Mine was reduced to \$734,000. It is proposed that this bond amount be reduced by \$62,000 to \$672,000 upon Phase III bond release of the aforementioned 8.0 acres.

The Utah Division of Oil, Gas and Mining will now evaluate the proposal to determine whether it meets all the criteria of the Permanent Program Performance Standards according to the requirements of the Utah Coal Mining Rules.

Written comments, objections, and requests for public hearing or informal conferences regarding this proposal may be addressed to:

Utah Coal Regulatory Program
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

The closing date for submission of such comments, objections, and requests for public hearing or informal conferences on the proposal must be received in writing by May 24, 2010.

Published in the Sun Advocate April 1, 8, 15 and 22, 2010.